

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Brown et al.	Confirmation No.: 1841
Serial No.: 09/964,232	Group Art Unit: 2443
Filed: 09/26/2001	Examiner: Kyung Shin
Title: METHOD AND APPARATUS FOR PERFORMANCE MEASUREMENT OF DIFFERENT NETWORK ROUTES BETWEEN DEVICES	
Attorney Docket No.: 57593/03-161	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

This Supplemental Information Disclosure Statement is submitted:

- ☐ under 37 CFR 1.97(b), or
(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- ☐ under 37 CFR 1.97(c) together with either a:
 - ☐ Statement under 37 CFR 1.97(e), or
 - ☐ a \$180.00 fee under 37 CFR 1.17(p), or
(After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- ☒ under 37 CFR 1.97(d) together with a:
 - ☒ Statement under 37 CFR 1.97(e), and
 - ☒ a \$180.00 fee set forth in 37 CFR 1.17(p).
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

☒ Applicant(s) submit herewith Form PTO/SB/08a (substitute for PTO Form 1449A/PTO). Since the Patent Office is waiving the requirement under 37 CFR 1.98(a)(2)(i) for submitting a copy of each cited U.S. Patent and each U.S. patent publication for all U.S. national patent applications filed after June 30, 2003, applicant is not enclosing the U.S. patent references. If appropriate, applicant is, however, enclosing copies of publications and other information of

which applicant is aware, which applicant believes may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56. Consideration of the foregoing in relation to this application is respectfully requested.

X In accordance with 37 CFR §1.97(e)(1), each item of information contained in this Supplemental Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Supplemental Information Disclosure Statement.

The Examiner should note that the single patent referenced in the attached Canadian Office Action, US 6,084,858, has been previously cited in the instant application.

It is requested that the information disclosed herein be made of record in this application.

CERTIFICATE OF SERVICE

I hereby certify that this Correspondence is being deposited with the United States Postal service with sufficient postage for first class mail in an envelope address to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or the correspondence is being facsimile transmitted to the USPTO, or the correspondence is being filed via EFS-web, on the date indicated below.

Date of Deposit: April 26, 2010

Typed Name: Stacy E. Jenkins

Signature: 

Respectfully submitted,



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Date: April 26, 2010

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